

Stock subject to
taxation.

SECTION 4. That the stock of said company to an amount equal to the cost of that portion of their road situated in Pennsylvania, shall be subject to taxation by this commonwealth, in the same manner, and at the same rate as other similar property is subject; and it shall be the duty of the said company to cause their treasurer, upon the declaration of any dividend, after said portion of the railroad shall have been completed, to retain out of said dividend, and pay into the treasury of this state, the tax to which such portion of stock may be liable.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The eighth day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.

No. 298.

A SUPPLEMENT

To the act incorporating White Hall, in the county of Philadelphia, into a borough, approved April ninth, one thousand eight hundred and forty-nine; to vacate East street, in the city of Philadelphia; relating to Noble street, in the Kensington district of the Northern Liberties; changing the lines of Delaware avenue; authorizing the commissioners of Southwark to pave the Passyunk road; repealing a section of an act relative to Eleventh street; and relative to the Cathedral cemetery of the county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town councils of the borough of White Hall, in the county of Philadelphia, are hereby authorized to borrow on the credit of said borough, any sum of money not exceeding one thousand dollars, at a rate of interest not exceeding six per centum per annum, redeemable at such time or times as shall be agreed upon, and to issue therefor certificates of indebtedness, or other evidences of debt; the said loan as soon as taken shall be paid into the hands of the treasurer of said borough, to be applied in regulating and grading the streets under the supervision of the councils of said borough.

Town council of
the borough of
White Hall au-
thorized to bor-
row money.

Election of offi-
cers for said bor-
ough.

SECTION 2. That hereafter it shall and may be lawful for all persons qualified to vote for members of the general assembly of this commonwealth, who have resided three months in said borough previous to said election, and shall have paid the borough tax assessed against them the previous year, to vote for officers at any election in and for said borough; and that the election for officers of said borough shall hereafter open at two o'clock, P. M., and keep open without intermission until eight o'clock in the evening; and the councils elected at the next

election shall at the first meeting thereafter draw lots, when two shall serve for one year, two for two years, and the remaining two for three years, and annually thereafter, two shall be elected in place of those whose time shall then expire to serve for three years; and in case of the death, resignation, removal or refusal to accept, or neglect or refusal to act after acceptance of any of said officers, the remaining officers, or a majority thereof, shall elect a suitable person or persons to fill said vacancy or vacancies until the next annual election; and the superintendent of roads of said borough shall in the absence and inability of the constable, give notice of all elections in the manner now prescribed by existing laws relative to township elections.

SECTION 3. That that portion of the eleventh section of said act to which this is a supplement, relative to courts of appeal, being superfluous, be and the same is hereby repealed; and that all such former laws inconsistent herewith, or such as are hereby altered, be and the same is hereby repealed.

SECTION 4. That so much of the third section of the act, entitled "An Act relating to Charlotte street, in the Kensington district of the Northern Liberties; and vacating part of Beach street, in the city of Philadelphia," passed March twentieth, one thousand eight hundred and forty-nine, as requires the widening of Noble, so that it shall run on a direct line, shall be and the same is hereby repealed; and the commissioners of Philadelphia county be and they are hereby authorized and directed, with the approbation of the county board, to widen Noble street, between New Market and Front streets, so that it shall be of the same width as the said Noble street now is on the west side of New Market street, and that the increased width shall be taken in lines parallel to the said street from the south side of Noble street only, subject to all the provisions of said act; and the court of quarter sessions of Philadelphia county are hereby authorized and empowered to vacate and set aside all proceedings had under the act to which this is a supplement.

SECTION 5. That the second proviso of the seventeenth section of the act passed the sixteenth day of March, one thousand eight hundred and nineteen, entitled "An Act to incorporate that part of the township of the Northern Liberties lying between the middle of Sixth street and the river Delaware, and Vine street and Cohocksink creek, be and the same is hereby repealed, and that the notice required by the first proviso of the said section shall hereafter be fifteen days instead of thirty days, as therein provided.

SECTION 6. That the lines of the survey and regulation of the passage or street to be called Delaware avenue, in front of the district of Northern Liberties, in the county of Philadelphia, shall be laid out at such distances east of the easternmost lines of Water street and Washington avenue, as the commissioners named in the act authorizing the commissioners of the incorporated districts of the Northern Liberties and Kensington to open a street to be called Delaware avenue, passed June twenty-fourth, one thousand eight hundred and forty-nine, may deem advisable, and shall connect with the northern extremity of the Delaware avenue, in front of the city of Philadelphia; and the provisos to the first section of the said act be and they are hereby repealed.

SECTION 7. That East street, from Walnut street to George street, between Schuylkill Front street and Ashton street, in the city of Philadelphia, be and the same is hereby vacated.

SECTION 8. That the board of commissioners of the district of Southwark, in the county of Philadelphia, be and it is hereby required to

Repeal.

Noble street,
relative to.Northern Liberties,
repeal of
certain proviso
relative to.

Delaware avenue

East street,
Philadelphia
city, vacated.Commissioners of
the district of

Southwark required to curb, grade and pave Passyunk road, &c.

curb, grade and pave the Passyunk road in said district, from the south side of Federal street, along the said road, to the southern boundary of said district, within three months from the passage of this act; and for payment of the proper cost and expense of curbing, grading and paving of said Passyunk road, the said commissioners shall assess and collect from the owners of real estate on the westerly side of said Passyunk road, one-third of said proper cost and expense, in the proper portion that each of said owners of real estate may be entitled to be charged with, according to the proportion the amount of front on such road that each may own, and the other two-thirds of said cost and expense shall be defrayed out of the treasury of said district of Southwark.

Liens.

SECTION 9. That if the owners of real estate on said westerly side of Passyunk road shall neglect or refuse to pay their said assessed portion of such cost of expense, the said commissioners shall have the right to enter liens against said real estate, and collect the same as debts of a similar nature are now by law *liened* and collected.

Commissioners of Moyamensing authorized to pave, curb, &c., in case of failure of said commissioners.

SECTION 10. That if the said commissioners shall refuse so to curb, grade and pave the said Passyunk road, within the space of three months from the passage of this act, then the commissioners of the district of Moyamensing shall cause, and they are hereby required to curb, grade and pave the said Passyunk road, and the entire cost and expenses thereof shall be charged against said district of Southwark; and the same shall be recovered and collected by the said district of Moyamensing, from the said district of Southwark, by suit at law in any court of competent jurisdiction, as debts of similar amount are now by recoverable.

Eleventh street.

SECTION 11. That the nineteenth section of the act to which this is a supplement, relative to Eleventh street, in the county of Philadelphia, be and the same is hereby repealed.

Opening streets, lanes, alleys and roads through the Cathedral cemetery, Philadelphia county, prohibited.

SECTION 12. That hereafter it shall not be lawful to open any street, lane, alley or public road, through the burial ground called "The Cathedral cemetery," and belonging to the cathedral of Saint Peter and Paul, which cemetery is situated on the Lancaster turnpike, in the county of Philadelphia; any laws heretofore passed to the contrary notwithstanding.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The ninth day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.